

FILED

AUG 22 2006

RICHARD W. WIEKING  
 CLERK, U.S. DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA

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 the Class*

11 **UNITED STATES DISTRICT COURT**12 **NORTHERN DISTRICT OF CALIFORNIA**

13 ) Case No. C03-2522 MHP  
 14 In Re CORNERSTONE PROPANE )  
 PARTNERS LP SECURITIES )  
 15 LITIGATION )  
 16 ) CLASS ACTION  
 17 )  
 18 This Document Relates To: ) **STIPULATION AND [PROPOSED]  
 19 ALL ACTIONS ) ORDER SUSPENDING STATUS  
 20 ) CONFERENCE  
 21 ) Date:  
 22 ) Trial Date:  
 23 ) Courtroom:  
 24 ) Judge: Hon. Marilyn Hall Patel  
 25 )  
 26 )  
 27 )  
 28 )**

Pursuant to Civil Local Rule 6-2, the parties submit the following stipulation and [proposed] order to suspend the status conference currently scheduled for September 19, 2006 at 10:00 a.m. before the Honorable Marilyn Hall Patel, Courtroom 15, 450 Golden Gate Avenue, 18<sup>th</sup> Floor, San Francisco, California as a tentative resolution of the Action has been reached by the parties.

1           WHEREAS, on August 8, 2006, the status conference previously scheduled for  
2 September 11, 2006 was rescheduled by the Court to be held on September 19, 2006 with the  
3 parties directed to file a joint status report ten (10) days prior to the conference;

4           WHEREAS, the parties have reached a tentative settlement and resolution of this Action;

5           WHEREAS, the parties agree and request that the Court postpone and suspend the status  
6 conference now scheduled for September 19, 2006 pending the parties' filing of the appropriate  
7 settlement related papers;

8           IT IS HEREBY STIPULATED, by and between the undersigned and so ordered by the  
9 Court that the status conference scheduled for September 19, 2006 and the joint status report due  
10 to be filed ten (10) days prior to the status conference are suspended pending the parties' efforts  
11 to finally resolve the Action and to file with the Court a Stipulation and Agreement of  
12 Settlement.

13

14 DATED: August , 2006

**GREEN WELLING LLP**

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By: /s/  
Robert S. Green

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DATED: August \_\_\_, 2006

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By: Grant P. Fondo

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*Attorneys for Defendants Keith Baxter,  
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STIPULATION AND [PROPOSED] ORDER REGARDING STATUS CONFERENCE  
Case No. C03-2522 MHP

Aug-16-06 03:47pm From-COOLEY GODWARD LLP

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T-568 P.003/004 F-388

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*Liaison Counsel for Plaintiffs and the Class*

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DATED: August 16, 2006**COOLEY GODWARD LLP**

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*Attorneys for Defendants Keith Baxter,  
 Ronald J. Goedde and Charles J. Kittrell*

1 DATED: August 17, 2006

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6 *Attorneys for Defendants Merle D. Lewis and*  
7 *Daniel K. Newell*

8 DATED: August \_\_\_, 2006

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10 /s/  
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13 *Attorneys for Defendant Richard R. Hylland*

14 DATED: August \_\_\_, 2006

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15 By: \_\_\_\_\_

16 /s/  
17 Susan Resley  
1000 Marsh Road  
Menlo Park, CA 94025-1015  
(650) 614-7400

18 *Attorneys for Defendant Richard D. Nye*

21 PURSUANT TO THE STIPULATION, IT IS SO ORDERED THAT the Status

22 Conference scheduled for September 19, 2006 is suspended by the Court.

24 DATED: August 18, 2006

25   
26 HON. MARILYN HALL PATEL  
27 United States District Judge  
28 Northern District of California

08/16/2006 16:46 FAX 6128046800

WINTHROP & WEINSTINE

008/008

1 DATED: August \_\_\_, 2006

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9 *Daniel K. Newell*

10 DATED: August 16, 2006

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16 *Attorneys for Defendant Richard R. Hylland*

17 DATED: August \_\_\_, 2006

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21 Menlo Park, CA 94025-1015  
22 (650) 614-7400

23 *Attorneys for Defendant Richard D. Nye*

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25 Conference scheduled for September 19, 2006 is suspended by the Court.

26 DATED: August \_\_\_, 2006

27 \_\_\_\_\_  
28 HON. MARILYN HALL PATEL  
United States District Judge  
Northern District of California

08/16/2006 14:14 FAX

002/002

1 DATED: August \_\_\_, 2006

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Daniel K. Newell*

9 DATED: August \_\_\_, 2006

10 WINTHROP & WEINSTINE, P.A.

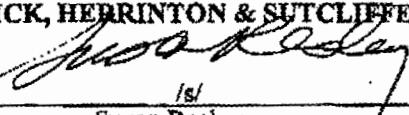
11 By: \_\_\_\_\_/s/  
12 Karl E. Robinson

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16 *Attorneys for Defendant Richard R. Hylland*

17 DATED: August 16, 2006

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